

**BOARD of SUPERVISORS**



**City Hall**  
**1 Dr. Carlton B. Goodlett Place**  
**Room 244**  
**San Francisco, CA 94102-4689**  
**Tel. No. (415) 554-5184**  
**Fax No. (415) 554-5163**  
**TDD/TTY No. (415) 554-5227**

March 13, 2023

Bay Area Clean Water Agencies  
Lorien Fono, Executive Director  
PO Box 24055, MS 702  
Oakland, CA 94623

Re: Board of Supervisors Resolution No. 69-23

Dear Director Fono:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 69-23 (File No. 230150)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

f Angela Calvillo  
Clerk of the Board

ak:ljw:ams

- c. Members of the Board of Supervisors, Supervisors Aaron Peskin, Connie Chan, Myrna Melgar  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
Sarah Owens, Mayor's Manager of State and Federal Legislative Affairs  
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1 [Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay  
2 Harmful Algal Bloom of 2022]

3 **Resolution urging the San Francisco Public Utilities Commission to reduce nutrient**  
4 **loading to San Francisco Bay and the outer coast through appropriate technologies,**  
5 **including wastewater recycling and advanced treatment.**

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7 WHEREAS, The San Francisco Bay is suffering from excessive nitrogen loads, which  
8 are excessive amounts of nitrogen compounds sourced primarily from wastewater treatment  
9 plants, but also from agricultural runoff, stormwater, and atmospheric deposition which  
10 contribute to negative impacts on the Bay's ecosystem, including harmful algal blooms, low  
11 oxygen levels, and loss of habitat for fish and other aquatic species; and

12 WHEREAS, High nitrogen levels can affect water quality, making it unsuitable for  
13 recreational uses such as swimming and fishing and to address this issue, various  
14 management strategies should be implemented, focused on improvements to wastewater  
15 treatment processes; and

16 WHEREAS, Presentations at the October 17, 2022, Land Use and Transportation  
17 Committee hearing, on file with the Clerk of the Board of Supervisors in File No. 220962,  
18 which is hereby declared to be a part of this Resolution as if set forth fully herein; and

19 WHEREAS, The San Francisco Bay/Sacramento-San Joaquin River Delta Estuary (the  
20 "Bay-Delta Estuary") is critical to the natural environment and economy of the City and County  
21 of San Francisco, the San Francisco Bay Area at large, and State of California, providing  
22 some of the drinking water to two-thirds of the State's population, irrigating some of the  
23 State's most productive farmland, and constituting one of the largest and most unique  
24 estuarine ecosystems for fish and wildlife habitats in North America; and

1           WHEREAS, San Francisco Bay receives over 400 million gallons per day (“mgd”) of  
2 treated wastewater from forty sewage treatment plants serving more than seven million  
3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
4 of phosphorus on a daily basis, making it among the most nutrient-rich estuaries in the world;  
5 and

6           WHEREAS, The San Francisco Public Utilities Commission (SFPUC) discharges  
7 approximately 20% of all municipal wastewater-borne nutrients to San Francisco Bay, despite  
8 discharging less than 12% of the total wastewater flow to San Francisco Bay; and

9           WHEREAS, In July and August of 2022, the largest ever recorded harmful algal bloom  
10 occurred in Central San Francisco Bay, comprised of the ‘red tide’ species, *Heterosigma*  
11 *akashiwo*, which relied on abundant nutrients to reach an unprecedented magnitude; and

12           WHEREAS, This algal bloom coincided with the death of uncountably large numbers of  
13 fish, including what leading scientists believe to be a significant proportion of the Bay’s  
14 population of White Sturgeon, a Species of Special Concern, and Green Sturgeon, a  
15 threatened species under the Endangered Species Act; and

16           WHEREAS, The harmful algae species *H. akashiwo* produces toxins dangerous to fish  
17 and reduces the oxygen available to fish and other aquatic wildlife, resulting in the largest fish  
18 kill ever recorded in San Francisco Bay; and

19           WHEREAS, The State Water Board updated the Water Quality Control Plan for the  
20 San Francisco Bay/Sacramento-San Joaquin Delta Estuary (the “Bay-Delta Plan”); the State  
21 Water Board is to require 40% unimpaired flow from each of the Stanislaus, Tuolumne, and  
22 Merced Rivers during February through June, to maintain inflow conditions from the San  
23 Joaquin River watershed sufficient to support and maintain the natural production of viable  
24 native populations of San Joaquin River migratory fish species; and

1           WHEREAS, It is state policy and an objective of the Bay-Delta Plan to double natural  
2 production of Chinook Salmon in the Central Valley relative to the years 1967-1991 average,  
3 including in the Tuolumne River; and

4           WHEREAS, The SFPUC adopted the OneWaterSF Vision and Guiding Principles in  
5 2016, and reaffirmed them in 2022, which includes a commitment to “the health and quality of  
6 watersheds, San Francisco Bay, and the Pacific Ocean” and to pursue multiple benefits  
7 across SFPUC’s enterprises; and

8           WHEREAS, In recent years, up to 90% of the San Joaquin River’s flow and up to 92%  
9 of the Tuolumne River’s flow have been diverted or withheld in reservoirs upstream, causing  
10 Tuolumne River salmon populations to plummet from 40,322 Chinook salmon in 1984, to less  
11 than 300 in 2020; and

12           WHEREAS, San Francisco Bay’s watershed experienced two extreme droughts in the  
13 past ten years, punctuated by extreme precipitation events; and

14           WHEREAS, Climate change scientists warn that California, and the San Joaquin River  
15 watershed in particular, may experience droughts of greater duration and severity in the near  
16 future; and

17           WHEREAS, In 2018 the State Water Resources Control Board (“State Water Board”)  
18 established a goal to increase wastewater recycling by 350% by 2030, compared with a 2015  
19 baseline, and reuse of all dry weather discharges of treated wastewater from enclosed bays,  
20 estuaries and coastal lagoons, and ocean waters, which includes San Francisco Bay; and

21           WHEREAS, The SFPUC recycles less than one-percent of its wastewater discharges,  
22 and provides no treated wastewater for direct or indirect potable reuse; and

23           WHEREAS, The SFPUC plays an outsized role in nutrient loading, with nearly four  
24 times the amount of nitrogen discharged to San Francisco Bay, compared to San Jose’s plant;  
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1           WHEREAS, California allows for the augmentation of groundwater and reservoir-based  
2 water supplies with advanced-purified water, and in 2023 plans to codify the direct potable  
3 reuse of advanced purified water; and

4           WHEREAS, Technologies exist to remove nutrients and other pollutants from  
5 concentrated wastewater streams, including reverse osmosis concentrate and wastewater  
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7           WHEREAS, In May 2022, the SFPUC released the San Francisco Purified Water  
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11           WHEREAS, On October 17, 2022, Thomas Mumley, Assistant Executive Officer of the  
12 SF Bay Regional Water Quality Control Board ("Regional Board") described their Nutrient  
13 Management Strategy to the San Francisco Land Use and Transportation Committee; through  
14 their regulatory authority, the Regional Board has issued two permits governing nutrient  
15 discharges from wastewater facilities throughout the region; the Regional Board intends to  
16 issue a third permit in the year 2024 and is considering inclusion of a load reduction clause;  
17 this requires exploring the science on how to execute this and how much it would cost; now,  
18 therefore, be it

19           RESOLVED, That San Francisco is a recognized leader in the State and region in  
20 green infrastructure; this infrastructure helps San Francisco manage excess stormwater to our  
21 combined sewer system; San Francisco has demonstrated the will to step up to the  
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24           FURTHER RESOLVED, That the San Francisco Board of Supervisors instructs the  
25 SFPUC to evaluate and report to the Board on a full range of technologies and strategies to

1 reduce the amount of wastewater nutrients released into San Francisco Bay and the outer  
2 coast, including, but not limited to multi-benefit strategies; and, be it

3 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the  
4 SFPUC to take necessary steps to further diversify its water supply and reduce reliance on  
5 the Tuolumne River; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward this  
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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

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February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

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March 13, 2023

SF Bay Regional Water Quality Control Board  
Eileen White, Executive Officer  
1515 Clay Street, Suite 1400  
Oakland, CA 94612

Re: Board of Supervisors Resolution No. 69-23

Dear Executive Officer White:

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March 13, 2023

California Department of Fish and Wildlife  
Bay Delta Region (Region 3)  
Erin Chappell, Regional Manager  
2825 Cordelia Road, Suite 100  
Fairfield, CA 94534

Re: Board of Supervisors Resolution No. 69-23

Dear Ms. Chappell:

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8 Opportunities Study and found up to forty-three mgd of purified water is potentially available  
9 for recycling through various projects and concluded that "...there are feasible projects that  
10 can reliably produce a significant new water supply within the City;" and

11           WHEREAS, On October 17, 2022, Thomas Mumley, Assistant Executive Officer of the  
12 SF Bay Regional Water Quality Control Board ("Regional Board") described their Nutrient  
13 Management Strategy to the San Francisco Land Use and Transportation Committee; through  
14 their regulatory authority, the Regional Board has issued two permits governing nutrient  
15 discharges from wastewater facilities throughout the region; the Regional Board intends to  
16 issue a third permit in the year 2024 and is considering inclusion of a load reduction clause;  
17 this requires exploring the science on how to execute this and how much it would cost; now,  
18 therefore, be it

19           RESOLVED, That San Francisco is a recognized leader in the State and region in  
20 green infrastructure; this infrastructure helps San Francisco manage excess stormwater to our  
21 combined sewer system; San Francisco has demonstrated the will to step up to the  
22 challenges put forth and must once again rise to the challenge to reduce our nutrient loading  
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24           FURTHER RESOLVED, That the San Francisco Board of Supervisors instructs the  
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1 reduce the amount of wastewater nutrients released into San Francisco Bay and the outer  
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3 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the  
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6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward this  
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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

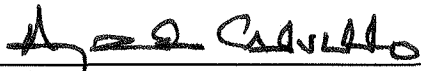
Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

  
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Angela Calvillo  
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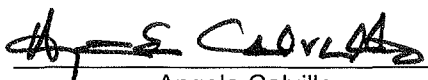
\_\_\_\_\_  
Unsigned

London N. Breed  
Mayor

\_\_\_\_\_  
2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

  
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2/24/2023  
Date

**BOARD of SUPERVISORS**



**City Hall**  
**1 Dr. Carlton B. Goodlett Place**  
**Room 244**  
**San Francisco, CA 94102-4689**  
**Tel. No. (415) 554-5184**  
**Fax No. (415) 554-5163**  
**TDD/TTY No. (415) 554-5227**

March 13, 2023

The Honorable Nancy Pelosi  
Speaker Emerita  
1236 Longworth House Office Building  
Washington, DC 20515

Re: Board of Supervisors Resolution No. 69-23

Dear Speaker Emerita Pelosi:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 69-23 (File No. 230150)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

A handwritten signature in blue ink, appearing to read "Angela Calvillo".

f Angela Calvillo  
Clerk of the Board

ak;ll;jw:ams

- c. Members of the Board of Supervisors; Supervisors Aaron Peskin, Connie Chan, Myrna Melgar  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
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5 **including wastewater recycling and advanced treatment.**

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7 WHEREAS, The San Francisco Bay is suffering from excessive nitrogen loads, which  
8 are excessive amounts of nitrogen compounds sourced primarily from wastewater treatment  
9 plants, but also from agricultural runoff, stormwater, and atmospheric deposition which  
10 contribute to negative impacts on the Bay's ecosystem, including harmful algal blooms, low  
11 oxygen levels, and loss of habitat for fish and other aquatic species; and

12 WHEREAS, High nitrogen levels can affect water quality, making it unsuitable for  
13 recreational uses such as swimming and fishing and to address this issue, various  
14 management strategies should be implemented, focused on improvements to wastewater  
15 treatment processes; and

16 WHEREAS, Presentations at the October 17, 2022, Land Use and Transportation  
17 Committee hearing, on file with the Clerk of the Board of Supervisors in File No. 220962,  
18 which is hereby declared to be a part of this Resolution as if set forth fully herein; and

19 WHEREAS, The San Francisco Bay/Sacramento-San Joaquin River Delta Estuary (the  
20 "Bay-Delta Estuary") is critical to the natural environment and economy of the City and County  
21 of San Francisco, the San Francisco Bay Area at large, and State of California, providing  
22 some of the drinking water to two-thirds of the State's population, irrigating some of the  
23 State's most productive farmland, and constituting one of the largest and most unique  
24 estuarine ecosystems for fish and wildlife habitats in North America; and

1           WHEREAS, San Francisco Bay receives over 400 million gallons per day (“mgd”) of  
2 treated wastewater from forty sewage treatment plants serving more than seven million  
3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
4 of phosphorus on a daily basis, making it among the most nutrient-rich estuaries in the world;  
5 and

6           WHEREAS, The San Francisco Public Utilities Commission (SFPUC) discharges  
7 approximately 20% of all municipal wastewater-borne nutrients to San Francisco Bay, despite  
8 discharging less than 12% of the total wastewater flow to San Francisco Bay; and

9           WHEREAS, In July and August of 2022, the largest ever recorded harmful algal bloom  
10 occurred in Central San Francisco Bay, comprised of the ‘red tide’ species, *Heterosigma*  
11 *akashiwo*, which relied on abundant nutrients to reach an unprecedented magnitude; and

12           WHEREAS, This algal bloom coincided with the death of uncountably large numbers of  
13 fish, including what leading scientists believe to be a significant proportion of the Bay’s  
14 population of White Sturgeon, a Species of Special Concern, and Green Sturgeon, a  
15 threatened species under the Endangered Species Act; and

16           WHEREAS, The harmful algae species *H. akashiwo* produces toxins dangerous to fish  
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19           WHEREAS, The State Water Board updated the Water Quality Control Plan for the  
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21 Water Board is to require 40% unimpaired flow from each of the Stanislaus, Tuolumne, and  
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1           WHEREAS, It is state policy and an objective of the Bay-Delta Plan to double natural  
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8           WHEREAS, In recent years, up to 90% of the San Joaquin River’s flow and up to 92%  
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12           WHEREAS, San Francisco Bay’s watershed experienced two extreme droughts in the  
13 past ten years, punctuated by extreme precipitation events; and

14           WHEREAS, Climate change scientists warn that California, and the San Joaquin River  
15 watershed in particular, may experience droughts of greater duration and severity in the near  
16 future; and

17           WHEREAS, In 2018 the State Water Resources Control Board (“State Water Board”)  
18 established a goal to increase wastewater recycling by 350% by 2030, compared with a 2015  
19 baseline, and reuse of all dry weather discharges of treated wastewater from enclosed bays,  
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21           WHEREAS, The SFPUC recycles less than one-percent of its wastewater discharges,  
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23           WHEREAS, The SFPUC plays an outsized role in nutrient loading, with nearly four  
24 times the amount of nitrogen discharged to San Francisco Bay, compared to San Jose’s plant;  
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1           WHEREAS, California allows for the augmentation of groundwater and reservoir-based  
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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

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Clerk of the Board

Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

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Angela Calvillo  
Clerk of the Board

2/24/2023

Date

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**Room 244**  
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**Tel. No. (415) 554-5184**  
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March 13, 2023

The Honorable Kevin Mullin  
United States House of Representatives  
1404 Longworth House Office Building  
Washington, DC 20515

Re: Board of Supervisors Resolution No. 69-23

Dear Congressman Mullin:

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Sincerely,

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**f** Angela Calvillo  
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ak;ll;jw:ams

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15 treatment processes; and

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3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
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City Hall  
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London N. Breed  
Mayor

2/24/2023

Date Approved

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**BOARD of SUPERVISORS**



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March 13, 2023

The Honorable Dianne Feinstein  
United States Senator  
331 Hart Senate Office Building  
Washington, DC 20510

Re: Board of Supervisors Resolution No. 69-23

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Sincerely,

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**A** Angela Calvillo  
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ak:ll:jw:ams

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3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
4 of phosphorus on a daily basis, making it among the most nutrient-rich estuaries in the world;  
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6           WHEREAS, The San Francisco Public Utilities Commission (SFPUC) discharges  
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8 discharging less than 12% of the total wastewater flow to San Francisco Bay; and

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6 watersheds, San Francisco Bay, and the Pacific Ocean” and to pursue multiple benefits  
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19 baseline, and reuse of all dry weather discharges of treated wastewater from enclosed bays,  
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23           WHEREAS, The SFPUC plays an outsized role in nutrient loading, with nearly four  
24 times the amount of nitrogen discharged to San Francisco Bay, compared to San Jose’s plant;  
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1           WHEREAS, California allows for the augmentation of groundwater and reservoir-based  
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4           WHEREAS, Technologies exist to remove nutrients and other pollutants from  
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11           WHEREAS, On October 17, 2022, Thomas Mumley, Assistant Executive Officer of the  
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13 Management Strategy to the San Francisco Land Use and Transportation Committee; through  
14 their regulatory authority, the Regional Board has issued two permits governing nutrient  
15 discharges from wastewater facilities throughout the region; the Regional Board intends to  
16 issue a third permit in the year 2024 and is considering inclusion of a load reduction clause;  
17 this requires exploring the science on how to execute this and how much it would cost; now,  
18 therefore, be it

19           RESOLVED, That San Francisco is a recognized leader in the State and region in  
20 green infrastructure; this infrastructure helps San Francisco manage excess stormwater to our  
21 combined sewer system; San Francisco has demonstrated the will to step up to the  
22 challenges put forth and must once again rise to the challenge to reduce our nutrient loading  
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24           FURTHER RESOLVED, That the San Francisco Board of Supervisors instructs the  
25 SFPUC to evaluate and report to the Board on a full range of technologies and strategies to



1 reduce the amount of wastewater nutrients released into San Francisco Bay and the outer  
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3 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the  
4 SFPUC to take necessary steps to further diversify its water supply and reduce reliance on  
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6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward this  
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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

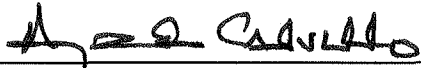
Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

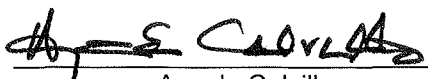
\_\_\_\_\_  
Unsigned

London N. Breed  
Mayor

\_\_\_\_\_  
2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

  
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Clerk of the Board

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2/24/2023  
Date

**BOARD of SUPERVISORS**



City Hall  
1 Dr. Carlton B. Goodlett Place  
Room 244  
San Francisco, CA 94102-4689  
Tel. No. (415) 554-5184  
Fax No. (415) 554-5163  
TDD/TTY No. (415) 554-5227

March 13, 2023

The Honorable Alex Padilla  
United States Senator  
112 Hart Senate Office Building  
Washington, DC 20510

Re: Board of Supervisors Resolution No. 69-23

Dear Senator Padilla:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 69-23 (File No. 230150)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

f Angela Calvillo  
Clerk of the Board

ak;ll;jw:ams

- c. Members of the Board of Supervisors; Supervisors Aaron Peskin, Connie Chan, Myrna Melgar  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
Sarah Owens, Mayor's Manager of State and Federal Legislative Affairs  
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1 [Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay  
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4 **loading to San Francisco Bay and the outer coast through appropriate technologies,**  
5 **including wastewater recycling and advanced treatment.**

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7 WHEREAS, The San Francisco Bay is suffering from excessive nitrogen loads, which  
8 are excessive amounts of nitrogen compounds sourced primarily from wastewater treatment  
9 plants, but also from agricultural runoff, stormwater, and atmospheric deposition which  
10 contribute to negative impacts on the Bay's ecosystem, including harmful algal blooms, low  
11 oxygen levels, and loss of habitat for fish and other aquatic species; and

12 WHEREAS, High nitrogen levels can affect water quality, making it unsuitable for  
13 recreational uses such as swimming and fishing and to address this issue, various  
14 management strategies should be implemented, focused on improvements to wastewater  
15 treatment processes; and

16 WHEREAS, Presentations at the October 17, 2022, Land Use and Transportation  
17 Committee hearing, on file with the Clerk of the Board of Supervisors in File No. 220962,  
18 which is hereby declared to be a part of this Resolution as if set forth fully herein; and

19 WHEREAS, The San Francisco Bay/Sacramento-San Joaquin River Delta Estuary (the  
20 "Bay-Delta Estuary") is critical to the natural environment and economy of the City and County  
21 of San Francisco, the San Francisco Bay Area at large, and State of California, providing  
22 some of the drinking water to two-thirds of the State's population, irrigating some of the  
23 State's most productive farmland, and constituting one of the largest and most unique  
24 estuarine ecosystems for fish and wildlife habitats in North America; and

1           WHEREAS, San Francisco Bay receives over 400 million gallons per day (“mgd”) of  
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3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
4 of phosphorus on a daily basis, making it among the most nutrient-rich estuaries in the world;  
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6           WHEREAS, The San Francisco Public Utilities Commission (SFPUC) discharges  
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8 discharging less than 12% of the total wastewater flow to San Francisco Bay; and

9           WHEREAS, In July and August of 2022, the largest ever recorded harmful algal bloom  
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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

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Angela Calvillo  
Clerk of the Board

2/24/2023  
Date

**BOARD of SUPERVISORS**



**City Hall**  
**1 Dr. Carlton B. Goodlett Place**  
**Room 244**  
**San Francisco, CA 94102-4689**  
**Tel. No. (415) 554-5184**  
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**TDD/TTY No. (415) 554-5227**

March 13, 2023

The Honorable Gavin Newsom  
Governor of the State of California  
1020 O Street, Suite 9000  
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 69-23

Dear Governor Newsom:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

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Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

f Angela Calvillo  
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ak;ll;jw:ams

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Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo  
Clerk of the Board

2/24/2023

Date



**BOARD of SUPERVISORS**



**City Hall**  
**1 Dr. Carlton B. Goodlett Place**  
**Room 244**  
**San Francisco, CA 94102-4689**  
**Tel. No. (415) 554-5184**  
**Fax No. (415) 554-5163**  
**TDD/TTY No. (415) 554-5227**

March 13, 2023

The Honorable Scott Wiener  
California State Senator  
California State Capitol  
1021 O Street, Suite 6630  
Sacramento, CA 95814-4900

Re: Board of Supervisors Resolution No. 69-23

Dear Senator Wiener:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 69-23 (File No. 230150)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

**f** Angela Calvillo  
Clerk of the Board

ak;ll;jw:ams

- c. Members of the Board of Supervisors; Supervisors Aaron Peskin, Connie Chan, Myrna Melgar  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
Sarah Owens, Mayor's Manager of State and Federal Legislative Affairs  
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1 [Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay  
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3 **Resolution urging the San Francisco Public Utilities Commission to reduce nutrient**  
4 **loading to San Francisco Bay and the outer coast through appropriate technologies,**  
5 **including wastewater recycling and advanced treatment.**

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7 WHEREAS, The San Francisco Bay is suffering from excessive nitrogen loads, which  
8 are excessive amounts of nitrogen compounds sourced primarily from wastewater treatment  
9 plants, but also from agricultural runoff, stormwater, and atmospheric deposition which  
10 contribute to negative impacts on the Bay's ecosystem, including harmful algal blooms, low  
11 oxygen levels, and loss of habitat for fish and other aquatic species; and

12 WHEREAS, High nitrogen levels can affect water quality, making it unsuitable for  
13 recreational uses such as swimming and fishing and to address this issue, various  
14 management strategies should be implemented, focused on improvements to wastewater  
15 treatment processes; and

16 WHEREAS, Presentations at the October 17, 2022, Land Use and Transportation  
17 Committee hearing, on file with the Clerk of the Board of Supervisors in File No. 220962,  
18 which is hereby declared to be a part of this Resolution as if set forth fully herein; and

19 WHEREAS, The San Francisco Bay/Sacramento-San Joaquin River Delta Estuary (the  
20 "Bay-Delta Estuary") is critical to the natural environment and economy of the City and County  
21 of San Francisco, the San Francisco Bay Area at large, and State of California, providing  
22 some of the drinking water to two-thirds of the State's population, irrigating some of the  
23 State's most productive farmland, and constituting one of the largest and most unique  
24 estuarine ecosystems for fish and wildlife habitats in North America; and

1           WHEREAS, San Francisco Bay receives over 400 million gallons per day (“mgd”) of  
2 treated wastewater from forty sewage treatment plants serving more than seven million  
3 people in the Bay Area, including about 50,000 pounds of nitrogen pollution and 4,000 pounds  
4 of phosphorus on a daily basis, making it among the most nutrient-rich estuaries in the world;  
5 and

6           WHEREAS, The San Francisco Public Utilities Commission (SFPUC) discharges  
7 approximately 20% of all municipal wastewater-borne nutrients to San Francisco Bay, despite  
8 discharging less than 12% of the total wastewater flow to San Francisco Bay; and

9           WHEREAS, In July and August of 2022, the largest ever recorded harmful algal bloom  
10 occurred in Central San Francisco Bay, comprised of the ‘red tide’ species, *Heterosigma*  
11 *akashwo*, which relied on abundant nutrients to reach an unprecedented magnitude; and

12           WHEREAS, This algal bloom coincided with the death of uncountably large numbers of  
13 fish, including what leading scientists believe to be a significant proportion of the Bay’s  
14 population of White Sturgeon, a Species of Special Concern, and Green Sturgeon, a  
15 threatened species under the Endangered Species Act; and

16           WHEREAS, The harmful algae species *H. akashiwo* produces toxins dangerous to fish  
17 and reduces the oxygen available to fish and other aquatic wildlife, resulting in the largest fish  
18 kill ever recorded in San Francisco Bay; and

19           WHEREAS, The State Water Board updated the Water Quality Control Plan for the  
20 San Francisco Bay/Sacramento-San Joaquin Delta Estuary (the “Bay-Delta Plan”); the State  
21 Water Board is to require 40% unimpaired flow from each of the Stanislaus, Tuolumne, and  
22 Merced Rivers during February through June, to maintain inflow conditions from the San  
23 Joaquin River watershed sufficient to support and maintain the natural production of viable  
24 native populations of San Joaquin River migratory fish species; and

1           WHEREAS, It is state policy and an objective of the Bay-Delta Plan to double natural  
2 production of Chinook Salmon in the Central Valley relative to the years 1967-1991 average,  
3 including in the Tuolumne River; and

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5 2016, and reaffirmed them in 2022, which includes a commitment to “the health and quality of  
6 watersheds, San Francisco Bay, and the Pacific Ocean” and to pursue multiple benefits  
7 across SFPUC’s enterprises; and

8           WHEREAS, In recent years, up to 90% of the San Joaquin River’s flow and up to 92%  
9 of the Tuolumne River’s flow have been diverted or withheld in reservoirs upstream, causing  
10 Tuolumne River salmon populations to plummet from 40,322 Chinook salmon in 1984, to less  
11 than 300 in 2020; and

12           WHEREAS, San Francisco Bay’s watershed experienced two extreme droughts in the  
13 past ten years, punctuated by extreme precipitation events; and

14           WHEREAS, Climate change scientists warn that California, and the San Joaquin River  
15 watershed in particular, may experience droughts of greater duration and severity in the near  
16 future; and

17           WHEREAS, In 2018 the State Water Resources Control Board (“State Water Board”)  
18 established a goal to increase wastewater recycling by 350% by 2030, compared with a 2015  
19 baseline, and reuse of all dry weather discharges of treated wastewater from enclosed bays,  
20 estuaries and coastal lagoons, and ocean waters, which includes San Francisco Bay; and

21           WHEREAS, The SFPUC recycles less than one-percent of its wastewater discharges,  
22 and provides no treated wastewater for direct or indirect potable reuse; and

23           WHEREAS, The SFPUC plays an outsized role in nutrient loading, with nearly four  
24 times the amount of nitrogen discharged to San Francisco Bay, compared to San Jose’s plant;  
25 and

1           WHEREAS, California allows for the augmentation of groundwater and reservoir-based  
2 water supplies with advanced-purified water, and in 2023 plans to codify the direct potable  
3 reuse of advanced purified water; and

4           WHEREAS, Technologies exist to remove nutrients and other pollutants from  
5 concentrated wastewater streams, including reverse osmosis concentrate and wastewater  
6 side streams; and

7           WHEREAS, In May 2022, the SFPUC released the San Francisco Purified Water  
8 Opportunities Study and found up to forty-three mgd of purified water is potentially available  
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11           WHEREAS, On October 17, 2022, Thomas Mumley, Assistant Executive Officer of the  
12 SF Bay Regional Water Quality Control Board ("Regional Board") described their Nutrient  
13 Management Strategy to the San Francisco Land Use and Transportation Committee; through  
14 their regulatory authority, the Regional Board has issued two permits governing nutrient  
15 discharges from wastewater facilities throughout the region; the Regional Board intends to  
16 issue a third permit in the year 2024 and is considering inclusion of a load reduction clause;  
17 this requires exploring the science on how to execute this and how much it would cost; now,  
18 therefore, be it

19           RESOLVED, That San Francisco is a recognized leader in the State and region in  
20 green infrastructure; this infrastructure helps San Francisco manage excess stormwater to our  
21 combined sewer system; San Francisco has demonstrated the will to step up to the  
22 challenges put forth and must once again rise to the challenge to reduce our nutrient loading  
23 in the Bay; and, be it

24           FURTHER RESOLVED, That the San Francisco Board of Supervisors instructs the  
25 SFPUC to evaluate and report to the Board on a full range of technologies and strategies to

1 reduce the amount of wastewater nutrients released into San Francisco Bay and the outer  
2 coast, including, but not limited to multi-benefit strategies; and, be it

3 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the  
4 SFPUC to take necessary steps to further diversify its water supply and reduce reliance on  
5 the Tuolumne River; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward this  
7 Resolution to the SFPUC, Bay Area Clean Water Agencies, California State Water Board,  
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# City and County of San Francisco

## Tails Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 230150

**Date Passed:** February 14, 2023


Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was **ADOPTED** on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board


Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

  
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Clerk of the Board

2/24/2023  
Date

**BOARD of SUPERVISORS**



**City Hall**  
**1 Dr. Carlton B. Goodlett Place**  
**Room 244**  
**San Francisco, CA 94102-4689**  
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**Fax No. (415) 554-5163**  
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March 13, 2023

The Honorable Phil Ting  
California State Assembly Member  
California State Capitol, Suite 8230  
P.O. Box 942849  
Sacramento, CA 94249-0019

Re: Board of Supervisors Resolution No. 69-23

Dear Assembly Member Ting:

On February 14, 2023, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 69-23 (Urging Nutrient Pollution Reduction from Wastewater in Response to the San Francisco Bay Harmful Algal Bloom of 2022), which was enacted on February 24, 2023.

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Sincerely,

  
f Angela Calvillo  
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ak;ll;jw:ams

- c. Members of the Board of Supervisors; Supervisors Aaron Peskin, Connie Chan, Myrna Melgar  
Jessica Duong, Assembly Member Phil Ting Chief of Staff  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
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20 "Bay-Delta Estuary") is critical to the natural environment and economy of the City and County  
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City and County of San Francisco  
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City Hall  
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London N. Breed  
Mayor

2/24/2023

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2/24/2023  
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**BOARD of SUPERVISORS**



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March 13, 2023

The Honorable Matt Haney  
California State Assembly Member  
California State Capitol, Room 5310  
P.O. Box 942849  
Sacramento, CA 94249-0017

Re: Board of Supervisors Resolution No. 69-23

Dear Assembly Member Haney:

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Sincerely,

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18 established a goal to increase wastewater recycling by 350% by 2030, compared with a 2015  
19 baseline, and reuse of all dry weather discharges of treated wastewater from enclosed bays,  
20 estuaries and coastal lagoons, and ocean waters, which includes San Francisco Bay; and

21           WHEREAS, The SFPUC recycles less than one-percent of its wastewater discharges,  
22 and provides no treated wastewater for direct or indirect potable reuse; and

23           WHEREAS, The SFPUC plays an outsized role in nutrient loading, with nearly four  
24 times the amount of nitrogen discharged to San Francisco Bay, compared to San Jose’s plant;  
25 and

1           WHEREAS, California allows for the augmentation of groundwater and reservoir-based  
2 water supplies with advanced-purified water, and in 2023 plans to codify the direct potable  
3 reuse of advanced purified water; and

4           WHEREAS, Technologies exist to remove nutrients and other pollutants from  
5 concentrated wastewater streams, including reverse osmosis concentrate and wastewater  
6 side streams; and

7           WHEREAS, In May 2022, the SFPUC released the San Francisco Purified Water  
8 Opportunities Study and found up to forty-three mgd of purified water is potentially available  
9 for recycling through various projects and concluded that "...there are feasible projects that  
10 can reliably produce a significant new water supply within the City;" and

11           WHEREAS, On October 17, 2022, Thomas Mumley, Assistant Executive Officer of the  
12 SF Bay Regional Water Quality Control Board ("Regional Board") described their Nutrient  
13 Management Strategy to the San Francisco Land Use and Transportation Committee; through  
14 their regulatory authority, the Regional Board has issued two permits governing nutrient  
15 discharges from wastewater facilities throughout the region; the Regional Board intends to  
16 issue a third permit in the year 2024 and is considering inclusion of a load reduction clause;  
17 this requires exploring the science on how to execute this and how much it would cost; now,  
18 therefore, be it

19           RESOLVED, That San Francisco is a recognized leader in the State and region in  
20 green infrastructure; this infrastructure helps San Francisco manage excess stormwater to our  
21 combined sewer system; San Francisco has demonstrated the will to step up to the  
22 challenges put forth and must once again rise to the challenge to reduce our nutrient loading  
23 in the Bay; and, be it

24           FURTHER RESOLVED, That the San Francisco Board of Supervisors instructs the  
25 SFPUC to evaluate and report to the Board on a full range of technologies and strategies to

1 reduce the amount of wastewater nutrients released into San Francisco Bay and the outer  
2 coast, including, but not limited to multi-benefit strategies; and, be it

3 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the  
4 SFPUC to take necessary steps to further diversify its water supply and reduce reliance on  
5 the Tuolumne River; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board of Supervisors forward this  
7 Resolution to the SFPUC, Bay Area Clean Water Agencies, California State Water Board,  
8 California Department of Fish and Wildlife, and each of the City's elected State and Federal  
9 representatives.

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City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 230150

Date Passed: February 14, 2023

Resolution urging the San Francisco Public Utilities Commission to reduce nutrient loading to San Francisco Bay and the outer coast through appropriate technologies, including wastewater recycling and advanced treatment.

February 14, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230150

I hereby certify that the foregoing Resolution was ADOPTED on 2/14/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

Unsigned

London N. Breed  
Mayor

2/24/2023

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo  
Clerk of the Board

2/24/2023

Date